

BILL NO. S-69-09-12

SPECIAL ORDINANCE NO. S-334-69

AN ORDINANCE approving Sanitary Sewer Extension Agreement between GT&E DATA SERVICES CORPORATION and CITY OF FORT WAYNE for construction of sewer in Oakbrook Office Park.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Agreement for Sanitary Sewer Extension approved August 28, 1969, between GT&E DATA SERVICES CORPORATION, as Developer, and the CITY OF FORT WAYNE, INDIANA, by and through its Mayor and the Board of Public Works, as City, for the construction of sanitary sewer in Oakbrook Office Park as follows:

Beginning at an existing manhole located near the intersection of the North right-of-way line of U.S. Interstate Highway No. 69 and the West right-of-way line of the Penn Central Company (formerly New York Central Railroad) in the Southwest quarter of Section 14, Township 31 North, Range 12 East, Allen County, Indiana; thence Northeasterly along a line parallel with and approximately 7 feet North of the North right-of-way line of Interstate Highway No. 69 a distance of approximately 1,200 feet (as measured along said line) to a point located 1,074 feet Northeasterly from the East right-of-way line of said Penn Central Company; thence continuing in a Northeasterly direction in a straight line a distance of 308 feet to a point located on the westerly line of the 55 foot Indiana State Highway Frontage Road, which point lies 160 feet, measured perpendicularly, from the center line of said U.S. Interstate No. 69; thence continuing Northeasterly through said Indiana State Highway Frontage Road right-of-way a distance of approximately 840 feet to a point located 7 feet south of the southwest corner of Building Site number 2 in Oakbrook Office Park, Section A, Allen County, Indiana; thence continuing North along the West line of said Building Site number 2 to the Northwest corner of said Building Site number 2, at which point said sewer line ends,

the total cost of said sewer to be borne by Developer, all as more particularly set forth in said Agreement for Sanitary Sewer

Extension, which is on file in the office of the Board of Public Works, and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. That the Developer, and any owner or owners of land, their successors in title and assigns, which is now or may hereafter be located outside the corporate limits of the City of Fort Wayne, Indiana, who taps into the water main covered in said Agreement, or any extension thereof, shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with, or oppose any pending or future annexation by said City of Fort Wayne, Indiana, of such land or territory in which said land is located.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

John Buckler

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APPROVED AS TO FORM
AND LEGALITY.

CITY ATTORNEY

Bill No. S-69-09-12

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance
approving Sanitary Sewer Extension Agreement between GT&E DATA SERVICES CORPORATION
and CITY OF FORT WAYNE for construction of sewer in Oakbrook Office Park,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do PASS.

JOHN NUCKOLS, Chairman

EDWIN J. ROUSSEAU, Vice-Chairman

THOMAS G. ADAMS

CELIA ANN FAY

JOHN H. ROBINSON

John Nuckols
Edwin J. Rousseau
Thomas G. Adams
Celia Ann Fay
John H. Robinson

CONCURRED IN

DATE 9-30-69 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Nuckols seconded by Robinson and duly adopted, read the second time by title and referred to the (Committee on) Public Works (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 196____, at _____ o'clock _____ P.M., E.S.T.

Date: 9-16-69

Freud G. Bonahoom
City Clerk

Read the third time in full and on motion by Nuckols seconded by Robinson and duly adopted, placed on its passage.
Passed (LOST) by the following vote:

AYES	<u>9</u>	NAYS	<u>0</u>	ABSTAINED	<u> </u>	ABSENT	<u> </u>	to-wit:
Adams	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Dunifon	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Fay	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Geake	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Nuckols	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Robinson	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Rousseau	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Steigerwald	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
Tipton	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	

Date 9-30-69

Freud G. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. 5-334-69 on the 30th day of September, 1969.

ATTEST: (SEAL)

Freud G. Bonahoom
City Clerk

Herbert H. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 1st day of October, 1969 at the hour of 8:30 o'clock A.M., E.S.T.

Freud G. Bonahoom
City Clerk

Approved and signed by me this 3rd day of October, 1969, at the hour of 4:45 o'clock P.M., E.S.T.

Harold S. Zeis
Mayor